

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

Donald Courtney Biggs,

File No. 24-cv-3672 (ECT/DJF)

Plaintiff,

v.

ORDER

King, *Warden*,

Defendant.

Petitioner Donald Courtney Biggs filed a Petition for a Writ of Habeas Corpus [ECF No. 1], and a Motion to Expedite Proceedings [ECF No. 3]. On October 11, 2024, Magistrate Judge Dulce J. Foster issued a Report and Recommendation. ECF No. 8. On October 28, 2024, Mr. Biggs filed a motion for leave to withdraw his Petition due to mootness [ECF No. 9], which is construed as a notice of voluntary dismissal. In light of Mr. Biggs's notice of voluntary dismissal [ECF No. 9], **IT IS ORDERED THAT:**

1. The Report and Recommendation [ECF No. 8] is **REJECTED AS MOOT**.
2. Mr. Biggs's Motion to Expedite Proceedings [ECF No. 3] is **DENIED AS MOOT**.
3. This action is **DISMISSED WITHOUT PREJUDICE** under Federal Rule of Procedure 41(a)(1)(A)(i).

Dated: November 4, 2024

s/ Eric C. Tostrud
Eric C. Tostrud
United States District Court